

59 Rec'd PCT/PTO 12 JUL 1994

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING FILING UNDER 35 U.S.C. 371**

08/256631
92,307-F

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

INTERNATIONAL APPLICATION NO.
PCT/US93/00030

INTERNATIONAL FILING DATE
12 January 1993

PRIORITY DATE CLAIMED
13 January 1992

TITLE OF INVENTION

TREATMENT FOR ASTHMA

APPLICANT(S) FOR DO/EO/US

Roy R. Lobb

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
 2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
 3. ☐ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
 4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
 5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
 6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
 7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
 8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
 9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
 10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).
- Items 11. to 16. below concern other document(s) or information included:
11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
 12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
 13. ☐ A **FIRST** preliminary amendment.
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
 14. ☐ A substitute specification.
 15. ☐ A change of power of attorney and/or address letter.
 16. ☒ Other items or information:
 1. PCT Request Form
 2. International Search Report
 3. PCT Chapter II Demand
 4. Notification of Receipt of Demand
 5. EPO Form 1201.1
 6. International Published Report
 7. Written Opinion
 8. Response to Written Opinion
 9. International Preliminary Examination Report

17. ☒ The following fees are submitted:

Basic National Fee (37 CFR 1.492(a)(1)-(5)):
Search Report has been prepared by the EPO or JPO..... \$830.00

International preliminary examination fee paid to USPTO (37 CFR 1.482)
..... \$640.00

No international preliminary examination fee paid to USPTO (37 CFR 1.482)
but international search fee paid to USPTO (37 CFR 1.445(a)(2)).. \$710.00

Neither international preliminary examination fee (37 CFR 1.482) nor
international search fee (37 CFR 1.445(a)(2)) paid to USPTO..... \$950.00

International preliminary examination fee paid to USPTO (37 CFR 1.482)
and all claims satisfied provisions of PCT Article 33(2)-(4)..... \$90.00

CALCULATIONS PTO USE ONLY

ENTER APPROPRIATE BASIC FEE AMOUNT = \$ 950.00

Surcharge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☒ 30
months from the earliest claimed priority date (37 CFR 1.492(e)).

\$ 130.00

Claims	Number Filed	Number Extra	Rate
Total Claims	21 -20 =	1	X \$22.00
Independent Claims	4 -3 =	1	X \$74.00
Multiple dependent claims(s) (if applicable)			+ \$230.00

\$ 22.00

\$ 74.00

TOTAL OF ABOVE CALCULATIONS = \$

Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity statement
must also be filed. (Note 37 CFR 1.9, 1.27, 1.28).

\$

SUBTOTAL = \$ 1176.00

Processing fee of \$130.00 for furnishing the English translation later than ☐ 20 ☐ 30
months from the earliest claimed priority date (37 CFR 1.492(f)).

+

TOTAL NATIONAL FEE = \$ 1176.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be
accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +

\$

TOTAL FEES ENCLOSED = \$ 1176.00

Amount to be:
refunded \$
charged \$

- a. ☒ A check in the amount of \$ 1176.00 to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees.
A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any
overpayment to Deposit Account No. 01-0850. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

John J. McDonnell, Esq.
ALLEGRETTI & WITCOFF, LTD.
10 South Wacker Drive
Suite 3000
Chicago, Illinois 60606
(312) 715-1000

SIGNATURE

Emily Miao

NAME

35,285

REGISTRATION NUMBER

Rec'd PCT/P

12 JUL 1994

08/256631

PATENT COOPERATION TREATY
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)
(Case No. 92,307-F)

Applicant: Biogen, Inc.
International Application No.: PCT/US93/00030
International Filing Date: 12 January 1993
Priority Date Claimed: 13 January 1992



CERTIFICATE OF MAILING
(PATENT)

Express Mail No. TB619425664 US
Deposited July 12, 1994

I hereby certify that the attached correspondence, identified below, is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" under 37 CFR 1.10 on the date indicated above and is addressed to: The Commissioner of Patents and Trademarks, Washington, DC 20231 (ATT: DO/EO/US).

By: Laura Wiley

Patent Application of: Roy R. Lobb

Title: **TREATMENT FOR ASTHMA**

<input checked="" type="checkbox"/>	Postcard
<input checked="" type="checkbox"/>	Transmittal Letter
<input checked="" type="checkbox"/>	Check in the amount of \$ 1176.00
<input checked="" type="checkbox"/>	PCT Request
<input checked="" type="checkbox"/>	International Search Report
<input checked="" type="checkbox"/>	PCT Chapter II Demand
<input checked="" type="checkbox"/>	Notification of Receipt of Demand
<input checked="" type="checkbox"/>	EPO Form 1201.1
<input checked="" type="checkbox"/>	International Published Report
<input checked="" type="checkbox"/>	Written Opinion
<input checked="" type="checkbox"/>	Reply to Written Opinion
<input checked="" type="checkbox"/>	International Preliminary Examination Report

A&W Case No.: 92,307-F